

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ZERO OVERHEAD COMPUTER INTERRUPTS WITH TASK SWITCHING

the specification of which

☐ is attached hereto.

☒ was filed on February 13, 1998 as
Application Serial No. 09/023,333
and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority <u>Claimed</u>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No


I hereby claim the benefit under Title 35, United States Code, §120, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title

37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>60/038,729</u>	<u>2/14/97</u>	<u>Pending</u>
(Application Ser. No.)	(Filing Date)	(Status) -
		(patented, pending, abandoned)
<u>(Application Ser. No.)</u>	<u>(Filing Date)</u>	<u>(Status)</u>
		(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

July 7 1998
Dated: 980707, 1998
Full name of sole inventor
Residence
Citizenship
Post Office Address


Brian Donovan
Wilsonville, Oregon
U.S.A.
8615D SW Curry Drive
Wilsonville, Oregon 97070

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE UNDER 37 CFR §3.73(b)



Applicant : Brian Donovan
Serial No : _____ Filed: Concurrently herewith
Title : ZERO OVERHEAD COMPUTER INTERRUPTS WITH TASK SWITCHING

Xyron Corporation
(Assignee)

a corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. ☒ An assignment from the inventor of the patent application identified above. A copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy is attached.
2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached. (Where one or more of the documents is unrecorded.)

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to sign this Certificate on behalf of the assignee.


I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code,

and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date : September 30, 1999

Name : Timothy E. Siegel

Title : Attorney for the Assignee (a copy of the Power of Attorney is attached)

Signature : 

Chernoff, Vilhauer, McClung & Stenzel
1600 ODS Tower
601 S.W. Second Avenue
Portland, Oregon 97204-3157
Tel: (503) 227-5631

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

PATENT EXAMINING OPERATIONS

Applicant: Brian Donovan

Group Art Unit:

Serial No:

Examiner:

Filed : Concurrently Herewith

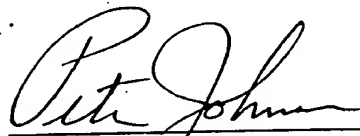
Title : ZERP OVERHEAD COMPUTER INTERRUPTS
WITH TASK SWITCHING

POWER OF ATTORNEY

I, PETER JOHNSON, declare that I am the Secretary of XYRON CORPORATION, and am authorized to execute this document on its behalf. XYRON CORPORATION is the assignee of all right, title and interest in the above-referenced patent application and hereby appoints Jacob E. Vilhauer, Jr., Reg. No. 24,885, Charles D. McClung, Reg. No. 26,568, Dennis E. Stenzel, Reg. No. 28,763, Donald B. Haslett, Reg. No. 28,855, William O. Geny, Reg. NO. 27,444, J. Peter Staples, Reg. No. 30,690, Kevin L. Russell, No. 38,292, and Karen Dana Fienberg, No. 37,621, all members of the firm of CHERNOFF, VILHAUER, MCCLUNG & STENZEL, 600 Benj. Franklin Plaza, One S.W. Columbia, Portland, Oregon 97258, telephone No. (503) 227-5631, its attorneys, jointly and individually, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 7 February, 1997



Peter Johnson
Secretary
Xyron Corporation

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT EXAMINING OPERATIONS

PATENT APPLICATION

Applicant: Brian Donovan Group Art Unit:

Serial No: Examiner:

Filed : (Concurrently herewith)

Title : ZERO OVERHEAD COMPUTER INTERRUPTS
WITH TASK SWITCHING

STATEMENT OF STATUS AS SMALL ENTITY
IN ACCORDANCE WITH 37 CFR §1.27

STATEMENT OF: PETER JOHNSON

I, the undersigned, hereby verify that:

I am:

- ☐ one of the inventors of the above-identified invention and I qualify as an independent inventor in accordance with 37 CFR §1.9(c)
- ☐ an individual assignee/licensee/owner of exclusive/nonexclusive rights in the above-identified invention and I would be classified as an independent inventor in accordance with 37 CFR §1.9(c) if I had made the above-identified invention
- ☒ the Secretary of Xyron Corporation (Company) and have authority to act on behalf of said Company, that said Company qualifies as a small business concern as defined in 37 CFR §1.9(d) in that the number of employees of said Company including those of its affiliates, as defined in 37 CFR §1.9(d), does not exceed 500 persons, and that said Company is the assignee of exclusive rights in the above-identified invention

AND that said XYRON CORPORATION has not assigned, granted, conveyed, or licensed any rights in the invention except to:

NONE

AND that XYRON CORPORATION is under no obligation under contract or law to assign, grant, convey, or license any rights in the invention except to:

NONE

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

DATED: February 7, 1997

Peter Johnson

A handwritten signature in cursive script, appearing to read "Peter Johnson", is written over a horizontal line.

COPY

CONFIRMATORY ASSIGNMENT

WHEREAS, I BRIAN DONOVAN, whose address is 8615D S.W. Curry Drive, Wilsonville, Oregon 97070, am the inventor of an invention entitled ZERO OVERHEAD COMPUTER INTERRUPTS WITH TASK SWITCHING which on an even date herewith I executed an application for United States letters patent;

AND, WHEREAS, an AGREEMENT dated January 29, 1997 was entered into between myself and XYRON CORPORATION regarding patent rights in said invention;

NOW, THEREFORE, in consideration of One (\$1.00) Dollar and other valuable consideration paid to me by XYRON CORPORATION, an Oregon corporation, whose primary address is 18205 S.W. Boones Ferry Road, Portland, Oregon 97224, the receipt whereof is acknowledged, I do hereby confirm the assignment unto the same XYRON CORPORATION the entire interest in said invention for the United States and all foreign countries and any letters patent to be issued therefor in the United States or any foreign country and any divisions, continuations, continuations-in-part, improvements, reissues or extensions that may be made or granted thereon, subject to the provisions of said AGREEMENT which is here incorporated by reference herein.

AND the Commissioner of Patents and Trademarks is requested to issue such letters patent in accordance herewith. And I agree to execute further instruments proper for effectuating the premises.

Executed February 10, 1997.



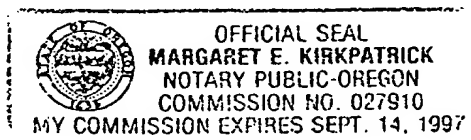
Brian Donovan

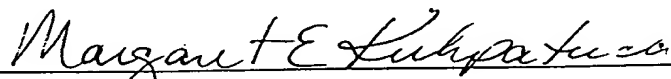
ACKNOWLEDGMENT

STATE OF OREGON,)
) ss.
County of ~~Washington~~)
 Clackamas

Before me, Notary Public for said county, personally appeared BRIAN DONOVAN, know to me to be the person who executed the foregoing instrument and acknowledged it to be his free act and deed.

Witness my hand and seal this 10 day of February, 1997.





Notary Public for Oregon
My Commission Expires: